



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/713,416

11/14/2003

Stephen Venditti

10558.0023-00000

2730

22852

7590

02/09/2009

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER
LLP

901 NEW YORK AVENUE, NW
WASHINGTON, DC 20001-4413

EXAMINER

LEROUX, ETIENNE PIERRE

ART UNIT

PAPER NUMBER

2161

MAIL DATE

DELIVERY MODE

02/09/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/713,416	Applicant(s) VENDITTI ET AL.	
	Examiner Etienne P. LeRoux	Art Unit 2161	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 12 January 2009.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1,3,5,7-17,19,21,23-33,35,37 and 39-60 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1,3,5,7-17,19,21,23-33,35,37 and 39-60 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

Continued Examination

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 1/12/2009 has been entered.

Claim Status

Claims 1, 3, 5, 7-17, 19, 21, 23-33, 35, 37 and 39-60 are pending.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1, 3, 5, 7-17, 19, 21, 23-33, 35, 37 and 39-60 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kayahara (US 6,405,206) in view of Wang (US 5,222,234).

Regarding claim 1, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 39, 40, 41, 42, 43, 44, 45, 47, 48, 50, 51, 53, 54, 55, 56, 57, 58, 59, 60, Kayahara discloses:

Art Unit: 2161

(A) executing a search query [col 11, line 9, keyword] on the data collection [abstract, searching information from the Internet] using a search engine to produce at least one search result [col 11, lines 13-15, the search result is passed to the editing means],

the search query specifying at least one criterion [col 11, line 10-15, each editor performs its own searching strategy],

each at least one search result identifying a subset of the resources that satisfy the at least one criterion [col 11, lines 13-15, the search result is passed to the editing means],

and saving the search query [col 12, lines 40-45, search request is saved in second editor database each time]

Kayahara discloses the elements of the claimed invention as noted above but does not disclose

(B) after executing the search query, accepting input, from a user via a graphical user interface, the input comprising a selection of at least one resource from the at least one search result, for preserving the selected at least one resource in a computer system comprising a folder, wherein preserving the selected at least one resource comprises preserving content of the selected at least one resource maintained in the state at which the content existed at the time of preservation.

Wang discloses (B) after executing the search query, accepting input, from a user via a graphical user interface, the input comprising a selection of at least one resource from the at least one search result, for preserving the selected at least one resource in a computer system comprising a folder, wherein preserving the selected at least one resource comprises preserving content of the selected at least one resource maintained in the state at which the content existed at the time of preservation [abstract, search result document may be stored in another document such as a folder]. It would have been obvious to one of ordinary skill in the art at the time the invention

Art Unit: 2161

was made to modify Kayahara to include (B) after executing the search query, accepting input, from a user via a graphical user interface, the input comprising a selection of at least one resource from the at least one search result, for preserving the selected at least one resource in a computer system comprising a folder, wherein preserving the selected at least one resource comprises preserving content of the selected at least one resource maintained in the state at which the content existed at the time of preservation as taught by Wang for the purpose of saving search results [abstract, search result document may be stored in another document such as a folder]

The combination of Kayahara and Wang discloses (C) after the user's selection of the at least one resource from the at least one search result, designating the computer system location in which the content of the selected at least one resource is to be preserved [Wang abstract, search result document may be stored in another document such as a folder]

The combination of Kayahara and Wang discloses (D) using a processor to execute, in response to the user's selection, a command to preserve the content of the selected at least one resource in the computer system location [Wang abstract, search result document may be stored in another document such as a folder]

The combination of Kayahara and Wang discloses (E) selecting from the folder, the preserved at least one resource and selecting an export destination [Kayahara, col 8, lines 45-50, other than this, for example, it is also possible to edit and display by other systems by storing the search result on a recording medium such as a CD-ROM]

The combination of Kayahara and Wang discloses (F) exporting the selected preserved at least one resource to the export destination [Kayahara, col 8, lines 45-50, other than this, for example,

Art Unit: 2161

it is also possible to edit and display by other systems by storing the search result on a recording medium such as a CD-ROM]

Regarding claim 3, 19, 35, the combination of Kayahara and Wang discloses wherein the folder is created based on input from the user [Wang, claim 1]

Regarding claim 5, 21, 37, the combination of Kayahara and Wang discloses wherein the at least one resource has an identifier which facilitates access to the at least one resource [Kayahara, abstract, Internet has URLs for identifiers]

Regarding claim 46, 49, 52, the combination of Kayahara and Wang discloses the elements of the claimed invention as noted above but does not disclose wherein at least one of the resources in the data collection comprises a document. However, Kayahara discloses the Internet [abstract]. Official Notice is taken that storing documents on the World Wide Web which is linked by the Internet is well-known and expected in the art. The normally skilled artisan would have been motivated to modify Kayahara to include storing documents on the World Wide Web which is linked by the Internet for the purpose of making information available to a visitor at a website.

Response to Arguments

Applicant's arguments filed 1/12/2009 have been considered but are moot in view of the above new ground(s) of rejection.

Art Unit: 2161

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Etienne P. LeRoux whose telephone number is (571) 272-4022.

The examiner can normally be reached on Monday through Friday, 8:00 am - 4:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Apu Mofiz can be reached on (571) 272-4080. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Etienne P LeRoux/
Primary Examiner, Art Unit 2161

2/6/2009